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5 Attorneys for Defendants  
CITY OF OAKLAND  
6 and CESAR GARCIA

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 TONY RAY JONES, an individual,  
12  
13 Plaintiff,

14 v.

15 CITY OF OAKLAND, a municipality;  
CESAR GARCIA, individually and in his  
16 capacity as a police officer for the City of  
Oakland; OFFICER DOES 1 through 10,  
17 and DOES 11 through 50, inclusive.

18 Defendant(s).

Case No. CV 12-1416 MEJ

STIPULATION AND [PROPOSED]  
ORDER

19 The Plaintiff and the City of Oakland defendants, by and through their respective  
20 counsel, agree and stipulate as follows:

21 The criminal trial in the matter, Alameda County Superior Court No. 169294, was  
22 set for November 5, 2012 but has been continued, at the request of the Prosecution, to  
23 December 24, 2012. Plaintiff Jones is a criminal Defendant in that matter. The events  
24 and circumstances of the criminal matter are related to this action.

25 Because of the pendency of the criminal matter, the plaintiff has not agreed to be  
26 deposed and no discovery other than an exchange of written documents has taken place.

1           The court-appointed mediator, Richard Collier, has set a mediation session for  
2 January 15, 2013.

3           Because of the pendency of the criminal matter, the parties have been unable to  
4 conduct the necessary discovery to enable them to effectively comply with several  
5 upcoming deadlines.

6           Accordingly, the parties agree and stipulate that the following deadlines be  
7 continued as indicated:

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9           Disclosure of expert witnesses: from January 11, 2013 to April 12, 2013

10          Rebuttal expert disclosure: from January 21, 2013 to April 26, 2013

11          Discovery cut-off, including experts: from February 5, 2013 to May 6, 2013  
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1 Dated: November 29, 2012

2  
3 BARBARA J. PARKER, City Attorney  
4 RANDOLPH W. HALL, Chief Assistant City Attorney  
5 WILLIAM E. SIMMONS, Supervising Trial Attorney

6 By: /S/ William E. Simmons  
7 Attorneys for Defendants  
8 CITY OF OAKLAND and CESAR GARCIA

9 WAUKEEN MCCOY  
10 LAW OFFICES OF WAUKEEN MCCOY

11 By: \_\_\_\_\_  
12 Attorneys for Plaintiff  
13 TONY RAY JONES

14 IT IS SO ORDERED

15  
16 \_\_\_\_\_  
17 UNITED STATES CHIEF MAGISTRATE JUDGE

18 Dated: 12/4/2012 **Maria Elena James**